

**ULSTER TOWN BOARD MEETING**

August 15, 2013 at 7:00 PM

**CALLED TO ORDER BY SUPERVISOR QUIGLEY, CHAIRMAN at 7 PM**

**THE SALUTE TO THE FLAG**

**ROLL CALL BY CLERK**

TOWN COUNCILMAN JOEL B. BRINK  
TOWN COUNCILWOMAN CRIS HENDRICK  
TOWN COUNCILMAN ERIC KITCHEN  
TOWN COUNCILMAN JOHN MORROW  
SUPERVISOR JAMES QUIGLEY 3<sup>rd</sup>

**PUBLIC COMMENT**

There was no public comment.

**COMMUNICATIONS**

NYS DOT – A letter was read reporting that “No Stopping” regulations would be established on northbound Route 9W adjacent to the Prestige Toyota auto dealership.

**APPROVAL OF MINUTES FROM PREVIOUS MEETINGS**

Councilman Morrow motioned to accept the minutes of the July 18, 2013 Meeting.  
2<sup>nd</sup> by Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**ABSTRACT OF CLAIMS**

Councilman Morrow motioned to approve the July 2013 abstract as submitted  
2<sup>nd</sup> by Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**2013 BUDGET MODIFICATIONS**

**General Fund:**

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) electric-Orlando St. Ballfield	368.60
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) banquet expenses reimb. To Greg Maisch	361.52
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) reimb.to Greg Maisch For insurance payment to Merchant Pop Warner Little Scholars	1,190.00
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Football League) mileage reimb. To Greg Maisch for July monthly conference meeting in Wappingers Falls	42.38
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) paint,weedwhacker line-Herzog Supply	74.67
Modify Appropriation A7140.401 (Rec.Equip.Reserve) to be funded through A5110 (Approp.Reserve-Softball League) electric-Orlando St. Ballfield	383.00
<b>Highway Fund:</b>	
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) June Gas Reimb. (Oper.Funds)	9,055.49
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) June Gas Reimb. (Ulster Hose #5)	73.50
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) June Gas Reimb. (Ruby Fire Dist.)	354.04
Modify Revenue D1289(Oth.Dept.Income) and Appropriation D5110.420 (Gas & Oil) June Gas Reimb. (E. Kingston Vol. Fire Co.)	667.10
Modify Revenue D4960 (Fed.Aid,Emergency Disaster Assistance) and Appropriation D8760.400 (Emergency Disaster) FEMA Aid-Hurricane Sandy (Oct. 2012)-Emergency protective measures-Town Wide	3,338.65
Modify Revenue D4960 (Fed.Aid,Emergency Disaster Assistance) and Appropriation D8760.400 (Emergency Disaster) FEMA Aid-Hurricane Sandy (Oct. 2012)-Vegatative debris-Town Wide	26,505.31

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

**Drainage Projects:**

<b>Transfer From</b>	<b>Transfer To</b>	
HDR.5110.200 Constr. Transf.Cap.Proj.	HDR.9950.900	23,857.87

**Halcyon Park Water:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW2.1910.400 Unalloc.Insur.	SW2.9030.800 Soc.Sec.	130.00

**Cherry Hill Water:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW5.1910.400 Unalloc.Insur.	SW5.9030.800 Soc.Sec.	132.00

**Glenerie Water:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW6.1910.400 Unalloc.Insur.	SW6.9030.800 Soc.Sec.	132.00

**East Kingston Water:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW7.1910.400 Unalloc.Insur.	SW7.9030.800 Soc.Sec.	129.00

**Bright Acres Water:**

<b>Transfer From</b>	<b>Transfer To</b>	
SW4.9040.800 Worker's Comp.	SW4.9030.800 Soc.Sec.	131.00

MOTION: Councilman Kitchen

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to ratify adjustment of Non-Union full time employees' compensation in accordance with the memo of July 9, 2013**

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Introduction of Local Law Providing for the Adoption of Chapter 53 – Abandoned Motor Vehicles of the Town Code**

Town Attorney, Jason Kovacs, explained that this proposed law was requested by the Police Chief. It gives the Town the authority to handle cars that are abandoned on public roads.

**Motion authorizing the Supervisor to execute documents pertaining to grants for the Court Administration for court improvements and enhancements for the 2014 year**

MOTION: Councilman Brink  
SECOND: Councilman Morrow

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to authorize the Supervisor to sign License Agreement with Overlook Mountain Amateur Radio Club for Radio Tower to be mounted at the Highway Complex**

MOTION: Councilman Morrow  
SECOND: Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Resolution to Acquire Real Property from Kingston Landing Development LLC for East Kingston Water Tower**

**1RESOLUTION TO PURCHASE REAL PROPERTY**

WHEREAS, the Town of Ulster Water Superintendent has stated that it is in the best interest of the East Kingston Water District to acquire real property located off 555-559 Flatbush Road in the Town of Ulster, identified as Lot No. 2 on map entitled "Subdivision and Lot Line Deletion Map of Lands of Kingston Landing Development, LLC" filed on July 19, 2012 as Map #12-144

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

A & B in the office of the Ulster County Clerk ("Property"); and

WHEREAS, on said Property is situated the East Kingston Water District Water Storage Tank;  
and

WHEREAS, Kingston Landing Development, LLC, the owner of the Property, has agreed to sell  
the Property to the Town for zero consideration; and

WHEREAS, the purchase of said Property is an "Unlisted" action under the State Environmental  
Quality Review Act ("SEQRA") and the Board has prepared a Short Environmental Assessment  
Form and considered the environmental impacts of this purchase and, therefore, be it

RESOLVED that no significant adverse environmental impacts would result from the Town's  
purchase of this land and the Supervisor is authorized to execute a Negative Declaration; and be  
it further

RESOLVED that the Town of Ulster Town Board, subject to the contingencies set forth in this  
Resolution and other contingencies relating to obtaining necessary approvals, hereby authorizes  
the purchase of the property from Kingston Landing Development, LLC for zero consideration,  
and further authorizes the obtaining and delivering all closing papers, and completion of the sale,  
all of said actions being authorized pursuant to Town Law Section 64; and be it further

RESOLVED that The Town of Ulster Supervisor and the Attorney for the Town, are hereby  
authorized to take such actions as they deem necessary or appropriate to complete the purchase  
of the real property and it is further

RESOLVED that the Town Supervisor be authorized to allocate up to \$3,000.00 of additional  
funds for the purchase of this property to cover the closing costs – including, but not limited to,  
legal fees, title insurance, survey costs, environmental review expenses, and deed recording costs  
– from the East Kingston Water District Fund Balance; and be it further

RESOLVED that copies of this Resolution be provided to Michael A. Moriello, Esq., as attorney  
for Kingston Landing Development, LLC, the Attorney for the Town, and the Town Assessor.

MOTION: Councilman Morrow

SECOND: Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

**Discussion on adding separate water accounts to the credit card system**

The Town Board had a discussion about expanding the current credit card system to include payments for the Water Bills.

Councilman Kitchen moved to authorize the Town Clerk to proceed to set up all the Water and Sewer Accounts to accept credit cards.

2<sup>nd</sup> by Councilman Brink

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Discussion on Spring Lake Sewer District Presentation of Proposal from Brinnier & Larios PC on engineering for District**

Supervisor Quigley explained that the Town received a petition for an area in Spring Lake to install a municipal sewer system. The Town needs to find a way to dispose of the waste before forming the sewer district. He would check with the City of Kingston to see if the town could hook up to their system to handle the waste (about 40K gallons). If an agreement is struck then a plan, map and report need to be established to create the district.

**Authorize the Town Supervisor to negotiate with the City of Kingston to handle up to 40K gallons a day of sewer plant capacity for a proposed Spring Lake Sewer District.**

MOTION: Councilman Morrow

SECOND: Councilwoman Hendrick

Town Councilman Brink	- Aye
Town Councilman Kitchen	- Aye
Town Councilwoman Hendrick	- Aye
Town Councilman Morrow	- Aye
Supervisor Quigley	- Aye

CARRIED

**Motion to set a Public Hearing on September 5, 2013 at 7:15 PM for Local Law Providing for the Adoption of a New Section 105-3(c) of Chapter 105 of the Town Code**

MOTION: Councilwoman Hendrick

SECOND: Councilman Brink

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

Town Councilman Brink - Aye  
Town Councilman Kitchen - Aye  
Town Councilwoman Hendrick - Aye  
Town Councilman Morrow - Aye  
Supervisor Quigley - Aye

CARRIED

**Resolution Accepting Conservation Easements concerning Ulster Gardens Site Plan**

WHEREAS, in accordance with the requirements of the Planning Board and the Town Board as a condition of final site plan approval with regard to Ulster Gardens, Ulster Gardens Housing Development Fund Company, Inc., Ulster Gardens Limited Partnership, and Warwick Properties, Inc. have offered conveyance of two separate conservation easements to the Town of Ulster over a portion of the subject site; and

WHEREAS, the Attorney for the Town has recommended acceptance and recording of said Conservation Easements which meet the requirements of the Planning Board and Town Board and are in recordable form; now, therefore, be it

RESOLVED, that the Town Board of the Town of Ulster hereby accepts the Conservation Easements and orders same be recorded in the Ulster County Clerk's Office at the expense of the Grantor.

MOTION: Councilman Morrow

SECOND: Councilman Brink

Town Councilman Brink - Aye  
Town Councilman Kitchen - Aye  
Town Councilwoman Hendrick - Aye  
Town Councilman Morrow - Aye  
Supervisor Quigley - Aye

CARRIED

**Motion Authorizing Supervisor to sign Agreement extending the Department Head Contract dated December 1, 2005, for the period January 1, 2005 to December 31, 2009 until December 31, 2014**

MOTION: Councilman Morrow

SECOND: Councilman Brink

Town Councilman Brink - Aye  
Town Councilman Kitchen - Aye  
Town Councilwoman Hendrick - Aye

ULSTER TOWN BOARD MEETING

August 15, 2013 at 7:00 PM

Town Councilman Morrow - Aye  
Supervisor Quigley - Aye

CARRIED

**Approve the Assessor to go to Assessor School for CE credits**

MOTION: Councilman Kitchen  
SECOND: Councilman Morrow

Town Councilman Brink - Aye  
Town Councilman Kitchen - Aye  
Town Councilwoman Hendrick - Aye  
Town Councilman Morrow - Aye  
Supervisor Quigley - Aye

CARRIED

Councilman Morrow motioned to adjourn the meeting at 7:33 PM  
2<sup>nd</sup> by Councilman Kitchen

Town Councilman Brink - Aye  
Town Councilwoman Hendrick - Aye  
Town Councilman Kitchen - Aye  
Town Councilman Morrow - Aye  
Supervisor Quigley - Aye

CARRIED

Respectfully Submitted by  
Jason Cosenza, RMC FHCO  
Ulster Town Clerk